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MAR 30 2009

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Office of Regulatory Policy
Food and Drug Administration
10903 New Hampshire Ave., Bldg. 51, Rm. 6222
Silver Spring, MD 20993-0002

Attention: Beverly Friedman

Dear Ms. Axelrad:

Transmitted herewith is a copy of the application for patent term extension of U.S. Patent No. 6,403,567. The application was filed on June 6, 2008, under 35 U.S.C. § 156. Please note that Applicant has also applied for extension for U.S. Patent No. 6,642,210 for NDA No. 22-161 pursuant to the provisions of 37 C.F.R. § 1.785.

The patent claims a product that was subject to regulatory review under the Federal Food, Drug and Cosmetic Act. Subject to final review, the subject patent is considered to be eligible for patent term extension. Thus, a determination by your office of the applicable regulatory review period is necessary. Accordingly, notice and a copy of the application are provided pursuant to 35 U.S.C. § 156(d)(2)(A).

Inquiries regarding this communication should be directed to the undersigned at (571)272-7755 (telephone) or (571) 273-7755 (facsimile).

Mary C. Tili
Legal Advisor
Office of Patent Legal Administration
Office of the Deputy Commissioner
for Patent Examination Policy

cc: Daniel W. Collins
VP, Legal-Intellectual Property
CV Therapeutics, Inc.
3172 Porter Drive
Palo Alto, CA 94304

RE: LEXISCAN® (regadenoson monohydrate)
FDA Docket No. FDA-2009-E-0048